

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Revenue Department - Sri K.G.Mullar, former Tahsildar, Raghunathpally Mandal (now retired) - Committed certain irregularities in issue of Release Orders on Food for Work Programme - Disciplinary action initiated - Enquiry - Report - Show Cause Notice - Issued - Representation submitted - Impose a punishment of 25% cut in pension for a period of four (4) years - orders - Issued

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REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Rt.No.862

Dated:13.06.2013

Read the following:

- 1) From CCLA Lr.No.VSI(5)/2380/2003, dated.9-2-2011.
- 2) Government Memo No.9698/Vig.II(2)/2011-1, dt.8.09.2011.
- 3) Representation from Sri K.G.Muller, formerly Tahsildar (now retired), dt.28-12-2011.
- 4) Letter No.9698/Vig.II(2)/2011-3, dt. 23-3-2013
- 5)From Secretary APPSC Lr.No.743/RT/3/2013 dated 10-04-2013

In the reference 1st cited, the Chief Commissioner of Land Administration submitted proposals to Government that Sri K.G.Mullar, former Mandal Revenue Officer, Raghunathpally Mandal committed certain irregularities in issue of Release orders on Food For Work Programme. On the said irregularities, the Chief Commissioner of Land Administration had initiated disciplinary action and framed charges against Sri K.G.Mullar, former Tahsildar, Raghunathpally (M) vide his proceedings dt.21-10-2003. The charged officer has submitted his written statement of defence requesting to drop further action and pleading not guilty. After examining the explanation of the Charged Officer, the Chief Commissioner of Land Administration, Hyderabad had appointed Joint Collector, Warangal as Inquiring Authority to conduct regular enquiry under rule 20 of Andhra Pradesh Civil Services (CCA) Rules, 1991 vide his Proceeding dated 29-6-2007. After conducting enquiry, the Inquiring Authority submitted his enquiry report stating that the charges were held proved. Accordingly, a copy of the Enquiry Report was communicated to the charged officer to offer his representation on the findings of the enquiry officer under rule 21 of Andhra Pradesh Civil Services (CCA) Rules, 1991 vide Chief Commissioner of Land Administration Proc. dated 20-10-2010.

2. The Charged Officer submitted his representation on 24-1-2011. As the Charged Officer Sri K.G.Mullar, former Thasildar retired from service on 31-10-2003, the Chief Commissioner of Land Administration, Andhra Pradesh, Hyerabad while furnishing the proposals to Government, has requested to conclude the disciplinary proceedings under rule 9 of AP Revised Pension Rules, 1980.

3. After examining the case, keeping in view of the findings of the enquiry report, Government have provisionally decided to impose a punishment of 25% (twenty five percent) cut in pension for a period of four (4) years. Accordingly in the reference 2nd cited, a show cause notice was issued to Sri K.G.Mullar, former Tahsildar, Raghunathpally, Warangal District (now retired) for his representation.

4. In the reference 3rd cited, Sri K.G.Mullar, former Tahsildar, Raghunathpally, Warangal District (now retired) has submitted a representation stating that he has neither signed nor issued the release orders, the release orders were signed and issued by his office Senior Assistant Sri B.Ashok and Tarakumari, Deputy Tahsildar as he was at 18th

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Janma Bhoomi Programme which started from 02.01.2003. The certificate as well as urgent files were also brought to the Village for his signature wherever, he was busy in Janma Bhoomi Programme. The Janma Bhoomi Programme began from 2.1.2003 to 11.1.2003 and drought Janma Bhoomi Programme started from 26.2.2003 to 4.03.2003, so he was fully engaged in Janma Bhoomi Programme. Everyday, he was going to Janma Bhoomi by 7.00 AM and returning by 7.00 PM and signing on the urgent files. The Senior Assistant and the Deputy Tahsildar, Tara Kumari were preparing the Food for Work Mandal Revenue Officer proceedings on the Computer in the office only, and his Senior Assistant prepares the Mandal Revenue Officer proceedings office copy and fair copy at a time. The decision of selection of F.P.Dealers were taken by Senior Assistant only. He was deliberately signed on the proceedings prepared without quarries. According to receipt of requisitions from the Mandal Parishad Development Officer, Raghunathpally, the proceedings were prepared by the Senior Assistant and the Deputy Tahsildar. But, it is not known why they don't bring the release orders for his signature, they only were signing on the R.O's and handing over to the Revenue Inspectors for onward lifting of Food for Work Rice from MLAs point. In fact, they are not authorized to sign on the RO's as per the clear instructions given in Circular No.PDS1(1)/91, dated 04.12.1991 of Collector, Civil Supplies and Enquiry Officer, Executive Director, APSCSCL, Warangal and also, Collector, Civil Supplies and the District Manager Circular No.5(1) SGRY-2005, dated 28.1.2005 which may be seen at pages 203-213 c.f. As per the above proof, it is clear that he has not signed on the RO's, and he has further stated the following points :

Role of Mandal Praja Parishad Development Officer :

During 2002 and 2003 this case was occurred in Raghunathapally Mandal, at that time he was Mandal Revenue Officer and Smt.Vasanta Kumari is Mandal Parishad Development Officer of Raghunathapally. The Collector, Warangal sanctioned 149.22 metric tons of rice for the 18 works done toward Food for Work Programme vide his procds.No.C/G2/2285/01, dated 11.11.2002. After completion of works the Assistant Executive Engineer, Road & Building entered the same in measuring book and sent it to Deputy Executive Engineer for checking and in turn the Deputy Executive Engineer Jangaon forwarded the same to the Mandal Parishad Development Officer for issue of rice for onward payment to the Coolies. The Mandal Parishad Development Officer, Rahunathpally prepared the Coupons and enter the same in the requisitions and send them to the Mandal Revenue Officer for issue of R.Os.

Non supply of Collector's Proceedings and work sanctioned list to the MRO by MPDO or PDDWMA, Warangal :

First on 31.12.2002, the Mandal Parishad Development Officer sent a requisition for 3.85 MTs for F/R Veera Reddy Tanda to Goverdhanagiri for issue of release order. By the time the Collector's proceedings was not received in his office, that is why his Senior Assistant initially returned it to Mandal Parishad Development Officer office to send a copy of Collector's Proceedings along with the requisition letter. Later on 2.1.2003 the Mandal Parishad Development Officer sent back the requisition along with a Xerox copy of Collector's Proceedings without enclosing work sanction list without that it is not possible to identify the works, several times through phone calls, they have requested to spare a copy of Collector's proceedings but she never responded. Though she is having the work sanction list she did not send the copy. On other side the Contractors who brought the requisitions from Mandal Parishad Development Officer or troubling the section clerk of MRO's office to issue the RO's later the Senior Assistant decided to issue RO's based

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on the requisitions as the Mandal Parishad Development Officer enter the name of the work which also will be there in the Collector work sanctioned list. More over the Mandal Parishad Development Officer is also a responsible Government official and she will not deceive another Government Officer on the same belief only his Senior Assistant decided to issue the RO's. Thus she sent total 16 requisitions and said that she issued only 4, out of 16 remaining 12 requisitions are not issued by her.

The MPDO not entered the coupon numbers in her requisitions:

Previously, she use to enter coupon numbers in the requisitions sent to MRO. But, this time particularly she did not enter the Coupon number in the total 16 requisitions issued by her. Even in the 4 requisitions which she accepted (for evidence) copy of requisition is submitted. Even for this lapse also they have asked her the reason for not entering the coupon numbers but she has given a deaf ear later they asked Sri Sri Hari, Typist and Incharge of Food for Work Programme of MPDO Office he replied that the MPDO prevented him to enter the coupon numbers in the present requisitions. During the enquiry by Deputy Chief Executive Officer, ZP., Warangal in a statement Sri Hari given a written statement that the MPDO did not allow him to enter the coupon numbers in the requisitions given by her.

Leakage of Coupon Series number from the MPDO's Office.

On enquiry day by the Deputy Chief Executive Officer, on 12.03.2003 they gathered at MPDO's Office there the Mandal Parishad Development Officer, MPP himself and his staff and MPDO's Office staff were also present at the enquiry. The Deputy Chief Executive Officer, asked the used Coupons and he verified the coupons and called the Mandal Parishad Development Officer to identify whether the signatures made by her, but she immediately denied to accept the signatures, further she said that the signatures made on the coupons are forgery, made by others. She kept some empty coupons before the Deputy Chief Executive Officer, Enquiry Officer. He verified the series numbers on the empty Coupons as well as used coupons, it revealed that the series numbers are on both the coupons are the same. But it is not known by whom the series numbers leaked outside from the O/o.the MPDO, Raghunathpally. On a question by the Deputy Chief Executive Officer, for leakage of coupon numbers the Mandal Parishad Development Officer did not reply she is answerless and kept silent.

Contents in Deputy CEO, Enquiry on 12.03.2003 regarding MPDO irregularities :

The Deputy Chief Executive Officer in his enquiry report opined that on her requisitions as well as coupons also the signatures are of Mandal Parishad Development Officer only and stated that all the rocket has been well planned with the active involvement of Mandal Parishad Development Officer and she is the root cause of the whole scandal and tried to make an experiment to see whether it works. If she says that the signatures were not made by her and they are forged by somebody, forging may be workeable for one or two or ten cases but not hundreds of signatures. It is also a fact that duplicate coupons are printed in the same pattern as the original ones and the signatures are absolutely of the Mandal Parishad Development Officer only. Regarding the contractors one whom she suspected namely Sri P.Shiva Kumar, resident of Raghunathpally, Chander Rao, R/o.Raghunathpally and Jogi Reddy, R/o.Kurchapally are colluded with the Mandal Parishad Development Officer and are said to be the close Associates of the Mandal Parishad Development Officer and they are the Team Leaders of so many works executed in the

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Mandal right from the beginning of the implementation of Food for Work Programme in the District. They met the Deputy Chief Executive Officer and stated that they have sufficiently bribe the Mandal Parishad Development Officer at the ratio of 50 - 50 and drawn the rice from the works which are not there in the list and they have also stated that the Coupons have been signed and issued by the Mandal Parishad Development Officer herself.

5. He has also stated that by observing the attitude of Mandal Parishad Development Officer i.e, (1) Not issuing the works sanction list to Mandal Revenue Officer (2) Not entering the Coupon Numbers in the requisitions and leakage of series numbers from Mandal Parishad Development Officer office all these seem to be interlinked it seems that all the irregularities were done by the Mandal Parishad Development Officer and thrown on the Mandal Revenue Officer. He has requested the Government to consider his case sympathetically on humanitarian grounds and drop further action against him and the provisional decision taken by the Government.

6. Government after examination of the explanation of the Delinquent Officer and keeping in view of the findings of the Enquiry Officer have observed that the Enquiry Officer in his findings has stated that the delinquent officer is responsible for not verifying whether the works were sanctioned or not before issuing release orders and has issued release orders without any reference to the works. Hence, Government hereby impose a punishment of 25% cut in pension for a period of four (4) years on Sri K.G.Mullar, former Mandal Revenue Officer, Raghunathpally Mandal after due consultation with Andhra Pradesh Public Service Commission. A copy of the Andhra Pradesh Public Service Commission concurrence is enclosed herewith.

7. The Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad is requested to take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.G. GOPAL
PRINCIPAL SECRETARY TO GOVERNMENT (FAC)

To
The Chief Commissioner of Land Administration,
A.P., Hyderabad.
The District Collector, Anantapur.
Sri K.Venkateswarlu, formerly Mandal Revenue Officer,
Peddappur (M), Ananthapur District(**through Collector, Ananthapur**).
The Secretary, Andhra Pradesh Public Service Commission,
Hyderabad.
The Accountant General, Andhra Pradesh, Hyderabad.
S.f./S.c.

//FORWARDED BY ORDER//

SECTION OFFICER